

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 7171

BILL NUMBER: SB 434

NOTE PREPARED: Jan 26, 2007

BILL AMENDED: Jan 25, 2007

SUBJECT: Retirement of Manufactured Home Titles.

FIRST AUTHOR: Sen. Weatherwax

FIRST SPONSOR:

BILL STATUS: CR Adopted - 1st House

FUNDS AFFECTED: **GENERAL**
 X DEDICATED
 FEDERAL

IMPACT: State & Local

Summary of Legislation: (Amended) This bill:

- (1) requires a person who owns a manufactured home that is personal property, not held for resale, or not attached to real estate by a permanent foundation to obtain a certificate of title for the manufactured home. (Current law requires a certificate of title for manufactured homes whether owned as personal property or real property.);
- (2) requires an application for: (A) a certificate of title; and (B) an affidavit of transfer to real estate; to include a manufacturer's serial number, a federal certification number, and a unique vehicle identification number if the numbers are available;
- (3) provides that the Bureau of Motor Vehicles (BMV) may issue a certificate of title or an affidavit of transfer to real estate even if the numbers are not available;
- (4) provides that the BMV may adopt rules to require additional information in an application for a certificate of title;
- (5) repeals and relocates a provision requiring an affirmation of correctness by an applicant for a certificate of title;
- (6) provides that a person need not hold a certificate of title or a certificate of origin to apply for an affidavit to transfer a manufactured home to real estate;
- (7) requires the BMV to adopt rules concerning the issuance of an affidavit to transfer a manufactured home to real estate; and
- (8) provides that a conversion of a manufactured home to real estate by the BMV is not required for the assessment of the manufactured home as real property.

Effective Date: July 1, 2007.

Explanation of State Expenditures: (4) and (7) Requiring the BMV to adopt rules will have no fiscal impact and will be accomplished under their current rule-making authority. The fund affected is the Motor Vehicle Highway Account which supports the BMV.

Explanation of State Revenues: (Revised) (1) Requiring only persons who own a manufactured home that is personal property, not held for resale, or not attached to real estate by a permanent foundation to obtain a certificate of title for the manufactured home may result in fewer certificates of title issued. The fee for a certificate of title is \$25, with \$10.75 deposited into the Motor Vehicle Highway Account and \$4.75 deposited into the state License Branch Fund. (Current law requires a certificate of title for manufactured homes whether owned as personal property or real property.)

Fund	Uses
Motor Vehicle Highway Account	Construction, reconstruction, and maintenance, along with supporting the BMV, the State Police, the Dept. of Transportation, and the State Department of Revenue
BMV Commission (State License Branch Fund)	Supports the operation of the license branches throughout the state

Background Information: In CY 2006, there were 1,144 affidavits to transfer manufactured homes to real estate.

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Bureau of Motor Vehicles, Bureau of Motor Vehicles Commission, Department of Transportation, State Police, State Department of Revenue, all as recipients of the MVHA distributions.

Local Agencies Affected: Recipients of the MVHA distributions.

Information Sources: Jane Morrical, Director of Treasury, Bureau of Motor Vehicles, 317-232-2822; Anne Valentine, Legislative Liaison of the Bureau of Motor Vehicles, 317-232-1936.

Fiscal Analyst: James Sperlik, 317-232-9866.